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General Assembly

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Sixty-fifth session
Fifth Committee
Agenda item 136
United Nations common system

Draft resolution submitted by the Chair of the Committee following informal consultations

United Nations common system: report of the International Civil Service Commission

The General Assembly,

Recalling its resolutions 44/198 of 21 December 1989, 51/216 of 18 December 1996, 52/216 of 22 December 1997, 53/209 of 18 December 1998, 55/223 of 23 December 2000, 56/244 of 24 December 2001, 57/285 of 20 December 2002, 58/251 of 23 December 2003, 59/268 of 23 December 2004, 60/248 of 23 December 2005, 61/239 of 22 December 2006, 62/227 of 22 December 2007, 63/251 of 24 December 2008 and 64/231 of 22 December 2009,

Having considered the report of the International Civil Service Commission for the year 2010,[1]

Reaffirming its commitment to a single, unified United Nations common system as the cornerstone for the regulation and coordination of the conditions of service of the United Nations common system,

1. *Takes note with appreciation* of the work of the International Civil Service Commission;

2. *Takes note* of the report of the Commission for 2010;[1]

3. *Encourages* the Commission to continue to coordinate and regulate the conditions of service of staff of the organizations of the United Nations common system, bearing in mind the limitations imposed by Member States on their national civil services;

4. *Reaffirms* the role of the General Assembly in approving conditions of service and entitlements for all staff serving in the organizations of the United

[1] *Official Records of the General Assembly, Sixty-fifth Session, Supplement No. 30* (A/65/30).

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Nations common system, bearing in mind articles 10 and 11 of the statute of the Commission;[2]

5. *Recalls* articles 10 and 11 of the statute of the Commission and reaffirms the central role of the Commission in regulating and coordinating conditions of service and entitlements for all staff serving in the organizations of the United Nations common system;

A. Conditions of service applicable to both categories of staff

1. Education grant

1. *Approves*, with effect from the school year in progress on 1 January 2011, the recommendations of the Commission in paragraph 83 of its report[1] and annex III thereto;

2. *Invites* the organizations of the common system to harmonize the education grant eligibility criteria with respect to the minimum age, the maximum age and the coverage of post-secondary education, as specified in paragraph 62 (a) of the report of the Commission;

2. Separation payments

1. *Endorses* the conclusions of the Commission in paragraph 101 of its report[1] and invites the governing bodies of the organizations of the United Nations common system to harmonize their termination indemnity schedules with that of the United Nations, as approved in General Assembly resolution 63/271 of 7 April 2009;

2. *Decides* to revert, at its seventy-first session, to the issue of the introduction of end-of-service severance pay in the organizations of the United Nations common system for fixed-term staff involuntarily separating upon the expiration of their contract after ten or more years of continuous service;

3. *Requests* the Commission to promulgate guidelines for the Organization to follow when it terminates a staff member based on the agreement of both sides;

B. Conditions of service of staff in the Professional and higher categories

1. Base/floor salary scale

Recalling its resolution 44/198 of 21 December 1989, by which it established a floor net salary level for staff in the Professional and higher categories by reference to the corresponding base net salary levels of officials in comparable positions serving at the base city of the comparator civil service (the United States federal civil service),

1. *Approves*, with effect from 1 January 2011, as recommended by the Commission in paragraph 120 of its report,[1] the revised base/floor scale of gross and net salaries for staff in the Professional and higher categories as contained in annex VI to the report;

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[2] Resolution 3357 (XXIX), annex.

2. Evolution of the margin

Recalling section I.B of its resolution 51/216 and the standing mandate from the General Assembly, in which the Commission is requested to continue its review of the relationship between the net remuneration of the United Nations staff in the Professional and higher categories in New York and that of the comparator civil service (the United States federal civil service) employees in comparable positions in Washington, D.C. (referred to as "the margin"),

1. *Reaffirms* that the range of 110 to 120 for the margin between the net remuneration of officials in the Professional and higher categories of the United Nations in New York and officials in comparable positions in the comparator civil service should continue to apply, on the understanding that the margin would be maintained at a level around the desirable midpoint of 115 over a period of time;

2. *Notes* that the margin between net remuneration of the United Nations staff in grades P-1 to D-2 in New York and that of officials in comparable positions in the United States federal civil service in Washington, D.C., for the period from 1 January to 31 December 2010 is estimated at 113.3 and that the average margin level for the past five years (2006-2010) stands at 114.0;

3. Children's and secondary dependant's allowances

1. *Approves*, with effect from 1 January 2011, as recommended by the Commission in paragraph 162 of its report,[1] the revised children's and secondary dependant's allowances and the transitional measures relating thereto;

C. Conditions of service in the field

1. Harmonization of the conditions of service for staff serving in non-family duty stations in the common system

1. *Stresses* that the authority delegated by the Secretary-General to the executive heads of funds and programmes should be exercised in full compliance with General Assembly resolutions, the statute of the Commission[2] and the appropriate rules and regulations of the United Nations;

2. *Requests* the Secretary-General, subject to the provisions of the present resolution, to ensure cooperation and compliance by the executive heads of all organizations to which he has delegated authority on human resources matters, with the immediate implementation of the recommendations of the Commission concerning the harmonization of the conditions of service in non-family duty stations, as reflected in the report of the Commission,[1] and to report thereon to the Commission;

3. *Also requests* the Secretary-General, subject to the provisions of the present resolution, to exert his leadership as Chair of the United Nations System Chief Executives Board for Coordination to ensure the system-wide implementation of the recommendations of the Commission concerning the harmonization of the conditions of service in non-family duty stations, as reflected in the report of the Commission;

4. *Requests* the organizations of the United Nations common system to report annually to the Commission on the implementation of contractual

arrangements and conditions of service for all of their staff serving in family and non-family duty stations;

5. *Requests* the Secretary-General, in his capacity as Chair of the Chief Executives Board for Coordination, to invite the executive heads of the agencies, funds and programmes participating in the United Nations common system to report to their respective governing bodies on the compliance of the organizations with the decisions of the General Assembly on the harmonization of the conditions of service;

6. *Approves* the recommendations of the Commission on the harmonization of the conditions of service of staff of the United Nations common system organizations in non-family duty stations, as contained in its annual report for 2010, subject to the provisions of the present resolution;

7. *Decides* that, six months after the adoption of the present resolution, all new staff who are assigned to non-family duty stations shall be under the non-family hardship element;

8. *Also decides* that the organizations of the United Nations common system shall cover only the travel costs of the rest and recuperation framework, until a further decision of the General Assembly on this issue is taken at its sixty-seventh session;

9. *Further decides* that the additional costs related to the above arrangements for the harmonization of the conditions of service, as related to the United Nations Secretariat, shall be absorbed by the Organization within existing resources, without impacting on the operational costs and without undermining the implementation of mandated programmes and activities, and requests the Secretary-General to report thereon in the context of the relevant performance reports;

10. *Requests* the Commission to submit recommendations to the General Assembly at its sixty-seventh session concerning the United Nations common system harmonized subsistence allowance or lump sum during rest and recuperation;

11. *Requests* the Secretary-General to identify offsets that can be used to implement the Commission proposals on a harmonized subsistence allowance or lump sum during the rest and recuperation break in a cost-neutral manner without impacting on operational costs and without undermining the implementation of mandated programmes and activities;

12. *Requests* the Commission, in its annual report, to report to the General Assembly on the implementation of its decisions and recommendations by the organizations of the United Nations common system;

13. *Recognizes* the importance of mobility as a means of developing a more versatile, multi-skilled and experienced international civil service that is capable of fulfilling complex mandates;

14. *Notes with concern* the high vacancy rates in the field and the negative effect that this has on the ability of the organizations of the common system to carry out their mandates;

15. *Requests* the Secretary-General to report on the criteria and process followed for designating family and non-family duty stations to the General

Assembly at its sixty-seventh session, in the context of human resources management;

16. *Regrets* that the special operations approach has led to significant variations in the compensation package of staff of the organizations of the United Nations common system in non-family duty stations;

17. *Recalls* paragraph 42 of the report of the Advisory Committee on Administrative and Budgetary Questions on human resources management[3] and emphasizes the importance for the Secretary-General and the executive heads of the funds and programmes to work closely with the Commission in addressing and mitigating any unintended consequences of the harmonization proposal;

18. *Requests* the Commission, in the context of its annual report, to report to the General Assembly on the implementation of its decisions regarding the harmonization of the conditions of service in non-family duty stations during the transition period;

19. *Decides* that the rest and recuperation framework should be regulated by the Commission;

20. *Requests* the Secretary-General to ensure that rest and recuperation entitlements are used by staff in a timely and effective manner;

21. *Requests* the Commission to keep the issue of the United Nations common system conditions of service in the field under review;

D. Other matters

1. *Notes* that the following measures, among others, could improve the selection process and conditions of service for executive heads in the organizations of the United Nations common system:

(a) Conducting hearings and/or meetings with candidates running for the post of executive head, in order to enhance the transparency and credibility of the selection process and make the process more inclusive of all nationalities;

(b) Ensuring that the hearings and/or meetings with the shortlisted candidates are conducted by members of the executive boards, advisory committees and/or other legislative bodies of the United Nations funds and programmes and/or other subsidiary organs and entities;

(c) Adopting provisions comprehensively addressing conflicts of interest pertaining to, and/or wrongdoing or misconduct allegedly committed by, executive heads, if such provisions have not yet been adopted.

[3] A/65/537.

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Sixty-fifth session
Fifth Committee
Agenda item 140
Administration of justice at the United Nations

Draft resolution submitted by the Chair of the Committee following informal consultations

Administration of justice at the United Nations

The General Assembly,

Recalling section XI of its resolution 55/258 of 14 June 2001 and its resolutions 57/307 of 15 April 2003, 59/266 of 23 December 2004, 59/283 of 13 April 2005, 61/261 of 4 April 2007, 62/228 of 22 December 2007, 63/253 of 24 December 2008 and 64/233 of 22 December 2009 and its decision 63/531 of 11 December 2008,

Having considered the reports of the Secretary-General on administration of justice at the United Nations[1] and on the activities of the Office of the United Nations Ombudsman and Mediation Services,[2] the report of the Internal Justice Council on administration of justice at the United Nations,[3] the letter dated 27 October 2010 from the President of the General Assembly to the Chair of the Fifth Committee,[4] the letter dated 5 November 2010 from the Secretary-General to the President of the Assembly[5] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[6]

1. *Takes note* of the report of the Secretary-General on administration of justice at the United Nations[1] and on the activities of the Office of the United Nations Ombudsman and Mediation Services[2] and the report of the Internal Justice Council on administration of justice at the United Nations;[3]

2. *Reaffirms* its resolutions 61/261, 62/228, 63/253 and 64/233 on the establishment of the new system of administration of justice;

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[1] A/65/373 and Corr.1.
[2] A/65/303.
[3] See A/65/304.
[4] A/C.5/65/9.
[5] A/65/568.
[6] A/65/557.

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3. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[5] subject to the provisions of the present resolution;

I
System of administration of justice

4. *Notes with appreciation* the achievements produced since the inception of the new system of administration of justice in regard to both the disposal of the backlog and the addressing of new cases, despite the numerous difficulties faced during the implementation of the new system of administration of justice;

5. *Commends* the efforts of all who were involved in managing the transition from the previous internal justice system and those involved in the implementation and functioning of the new system of administration of justice;

6. *Emphasizes* the importance of the principle of judicial independence in the system of administration of justice;

7. *Reaffirms* its decision, contained in paragraph 4 of its resolution 61/261, to establish a new, independent, transparent, professionalized, adequately resourced and decentralized system of administration of justice consistent with the relevant rules of international law and the principles of the rule of law and due process to ensure respect for the rights and obligations of staff members and the accountability of managers and staff members alike;

8. *Acknowledges* the evolving nature of the new system of administration of justice and the need to carefully monitor its implementation;

9. *Stresses* that all elements of the new system of administration of justice must work in accordance with the Charter of the United Nations and the legal and regulatory framework approved by the General Assembly;

10. *Also stresses* the importance of ensuring access for all staff members to the new system of administration of justice, regardless of their duty station;

II
Informal system

11. *Recognizes* that the informal system of administration of justice is an efficient and effective option for staff who seek redress of grievances;

12. *Reaffirms* that the informal resolution of conflict is a crucial element of the system of administration of justice, and emphasizes that all possible use should be made of the informal system in order to avert unnecessary litigation;

13. *Notes* the increase of approximately 70 per cent, in the period from 2009 to 2010, in the number of cases received from United Nations Secretariat staff, including staff in field operations;

14. *Also notes* that the delayed response of departmental heads to the grievances of and issues raised by staff has an impact in respect of increasing the number of cases before the formal system of administration of justice;

15. *Requests* the Secretary-General to ensure that management responds to requests from the Ombudsman and Mediation Services in a timely manner, taking

into account paragraphs 129 and 130 of the report of the Secretary-General on the activities of the Office of the United Nations Ombudsman and Mediation Services,[2] and to report thereon to the General Assembly at its sixty-sixth session;

16. *Decides* to fix the term of the United Nations Ombudsman at five years, with the possibility of renewal for one additional term, and requests the Secretary-General to expeditiously conclude inter-agency negotiations on the revised terms of reference and to report to the General Assembly at its sixty-sixth session, including on the question of the eligibility of the head of the Office of the United Nations Ombudsman and Mediation Services for other employment in the United Nations after the expiration of his or her term, taking into consideration, inter alia, the potential impact on recruitment;

17. *Recalls* its requests to the Secretary-General, contained in paragraph 67 (a) of its resolution 62/228 and paragraph 21 of its resolution 63/253, to report to it on the revised terms of reference for the Office of the United Nations Ombudsman and Mediation Services, and requests the Secretary-General to ensure that the terms of reference and guidelines for the Mediation Division are promulgated as soon as possible;

18. *Also recalls* paragraph 12 of its resolution 61/261 and paragraph 25 of its resolution 62/228 regarding the establishment of a single integrated and decentralized Office of the Ombudsman for the United Nations Secretariat, funds, and programmes and requests the Secretary-General to ensure that the structure of the Office of the United Nations Ombudsman and Mediation Services reflects the responsibility of the United Nations Ombudsman for the oversight of the entire Office;

19. *Reaffirms* paragraph 29 of its resolution 62/228 regarding the process of nomination and appointment of the United Nations Ombudsman;

20. *Concurs* with the recommendations made in section V of the report of the Secretary-General on the activities of the Office of the United Nations Ombudsman and Mediation Services;[2]

21. *Recalls* paragraphs 11 and 12 of its resolution 64/233 and welcomes, in this regard, efforts taken by the Office of the United Nations Ombudsman and Mediation Services, including the launch of the key stakeholders forum, in order to promote greater harmony in the workplace;

22. *Also recalls* the recommendations contained in paragraphs 124 to 126 and 128 to 133 of the Secretary-General's report[2] and requests the Secretary-General to ensure the full implementation of those recommendations that are readily implementable and that do not require additional resources or amendments to the Staff Regulations and Rules, and to include all other recommendations in his proposed programme budget for the biennium 2012-2013;

23. *Notes* recommendation 4 in paragraph 129 of the Secretary-General's report[2] and requests the Secretary-General, in consultation with relevant stakeholders, to submit a proposal in this regard at its sixty-sixth session;

24. *Emphasizes* that it is important to ensure equal and continued access by all staff to the informal system of administration of justice, including to the rapid response teams;

25. *Recognizes* that the Office of the United Nations Ombudsman and Mediation Services has limited capacity to respond to crises and requests for in-person interventions of its current work in the field and requests the Secretary-General to address this limitation in future budget proposals;

26. *Requests* the Secretary-General to take fully into account the balance between the workload of the regional ombudsmen and the resources allocated to them in his future proposed programme budgets;

27. *Recalls* paragraph 13 of its resolution 64/233 and requests the Secretary-General to present a report on the activities of the Office of the United Nations Ombudsman and Mediation Services for consideration by the General Assembly during its sixty-sixth session;

28. *Decides* to revert to the proposal for biennial submission of the report of the Secretary-General on the activities of the Office of the United Nations Ombudsman and Mediation Services during its sixty-sixth session;

29. *Requests* the Office of the United Nations Ombudsman and Mediation Services to provide an informal briefing to the General Assembly at its sixty-sixth session on the financial and administrative implications resulting from settlements reached through informal dispute resolution, bearing in mind the confidential nature of individual settlement agreements;

III
Formal system

30. *Takes note* of paragraph 24 of the report of the Advisory Committee on Administrative and Budgetary Questions;

31. *Requests* the Secretary-General to continue current funding arrangements for the ad litem judges and the nine support staff until 31 December 2011, as adopted by the General Assembly in its decision 64/553 of 29 March 2010;

32. *Notes with appreciation* the important role of the Office of Administration of Justice in maintaining the independence of the formal system of justice and the progress made by its Executive Director during its first year;

33. *Welcomes* the launch of the Office of Administration of Justice website and requests the Secretary-General to continue improving its utility, effectiveness and user-friendly tools to enable an increased number of staff members to utilize the website, and to report to the General Assembly thereon during its sixty-sixth session;

34. *Recalls* paragraph 80 of the report of the Secretary-General[1] and requests the Secretary-General to present proposals on the appropriate post level for the Executive Director of the Office of Administration of Justice, and to report to the General Assembly at its sixty-sixth session in the context of the proposed programme budget for the biennium 2012-2013;

35. *Stresses* that professional legal assistance is critical for the effective and appropriate utilization of the available mechanisms within the system of administration of justice;

36. *Notes* the important role played by the Office of Staff Legal Assistance in providing legal assistance to staff members in an independent and impartial manner,

and also notes that the Office currently represents staff members in cases before the United Nations Dispute Tribunal in New York, Geneva and Nairobi;

37. *Reiterates its request* to the Secretary-General to work with staff associations in developing incentives to enable and encourage staff to continue to participate in the work of the Office of Staff Legal Assistance, including by providing volunteer professional legal counsel;

38. *Decides* that the role of professional legal staff in the Office of Staff Legal Assistance shall continue to be that of assisting staff members and their volunteer representatives in processing claims through the formal system of administration of justice;

39. *Welcomes* the establishment of the Trust Fund for United Nations Staff Legal Assistance, commends staff and associations that made contributions to the Trust Fund and encourages those that have not done so to make contributions thereto;

40. *Recalls* paragraph 14 of its resolution 63/253 and regrets that the Secretary-General did not include in his report[1] proposals for a staff-funded scheme in the Organization under which legal assistance and support would be provided to staff, and requests the Secretary-General to submit such proposals to the General Assembly no later than during its sixty-sixth session, including proposals that are based on a mandatory contribution from staff and proposals based on mixed funding, taking into account the views of relevant stakeholders;

41. *Requests* the Secretary-General to consider in his proposals on mixed funding opt-in and opt-out mechanisms as well as a system of fees proportionate to salary levels;

42. *Notes* that the current terms of the ad litem judges are about to expire, while the backlog remains to be cleared;

43. *Notes with appreciation* that the two half-time judges already appointed have facilitated the constitution of three-judge panels that will conduct hearings on important matters;

44. *Recalls* paragraphs 48 and 49 of its resolution 63/253, and requests the United Nations Dispute Tribunal to ensure that the best possible use is made of the three ad litem judges in order to reduce the existing backlog of cases before the United Nations Dispute Tribunal;

45. Requests the Secretary-General, in order to attract a pool of outstanding candidates reflecting appropriate language and geographical diversity, different legal systems and gender balance, to advertise Tribunal vacancies widely in appropriate journals in both English and French, and to disseminate information relating to the judicial vacancies to Chief Justices and to relevant associations, such as judges' professional associations, if possible, before those vacancies arise;

46. *Decides* to defer until its sixty-sixth session a review of the statutes of the Tribunals, in the light of experience gained, including on the efficiency of the overall functioning of the Tribunals, in particular regarding the number of judges and the panels of the United Nations Dispute Tribunal;

47. *Requests* the Secretary-General to report on the provisions needed for dedicated courtroom space in the three United Nations Dispute Tribunal locations;

48. *Notes with regret* that, with the current staffing of the United Nations Appeals Tribunal, the registry faces difficulties in preparing the legal memorandums and summaries of issues according to the requisite standard and with the speed necessary for the judges to carry out their work effectively and efficiently;

49. *Decides* to approve one legal assistant position (General Service (Other level)) for one year, to service the United Nations Appeals Tribunal and to be funded through general temporary assistance;

50. *Also decides* to revert to the issue of travel privileges and the level of the daily subsistence allowance for the judges of the United Nations Appeals Tribunal in the context of the proposed programme budget for the biennium 2012-2013;

51. *Endorses* paragraph 45 of the report of the Advisory Committee on Administrative and Budgetary Questions[6] and reiterates its request to the Secretary-General to present to the General Assembly at its sixty-sixth session a report containing a detailed proposal regarding possible options for delegation of authority for disciplinary measures;

52. *Stresses* that the Internal Justice Council can help to ensure independence, professionalism and accountability in the system of administration of justice and encourages the Council to continue to provide its views on the implementation of the system of administration of justice and, if it deems necessary, on how to enhance its contribution to the system, and to report thereon to the General Assembly at its sixty-sixth session;

53. *Requests* the Secretary-General to include in his report to the General Assembly at its sixty-sixth session, the following information, bearing in mind the principle of judicial independence:

(a) Clear statistics on the cases received and disposed of during the period by both Tribunals, including information, by category, on whether the judgements rendered found for the applicant or for the respondent and on the administrative issues involved;

(b) Analysis of trends over a number of reporting periods in order to identify systemic issues leading to usage of the system of justice and to monitor whether they are being effectively addressed over time;

(c) Detailed information on monetary compensation awarded, and indirect costs associated with an appeal, for example, in staff time, including identification of those aspects of staff administration that give rise to large numbers of appeals;

(d) Detailed information on payments of compensation to staff equal to six months of salary or more, with an indication of the offices or departments concerned, the location of these offices or departments and some details of the facts of the case;

54. *Recognizes* that the introduction of the new system of administration of justice should, inter alia, have a positive impact on staff-management relations and improve the performance of both staff and managers, and requests the Secretary-General to report thereon at its sixty-sixth session;

55. *Requests* the Secretary-General, with regard to the scope of the system of the administration of justice, in particular remedies available to the different categories of non-staff personnel, to provide more concrete information for

consideration by the General Assembly at its sixty-sixth session, taking into account the different categories of non-staff personnel concerned, as noted in the report of the Secretary-General on the administration of justice,[1] and paragraph 8 of its resolution 64/233, as well as the options referred to in paragraph 9 of that resolution;

56. *Recalls* paragraph 13 of its resolution 63/253, and decides to revert to the mandate and functioning of the Office of Staff Legal Assistance, including the participation of current and former staff as volunteers, at its sixty-sixth session;

IV
Financial implications and cost-sharing arrangements

57. *Recalls* paragraph 62 of its resolution 62/228 and notes with concern the delay in finalizing an agreement with the funds and programmes on a cost-sharing arrangement, and in this regard urges the Secretary-General to expeditiously conclude the negotiations and to report thereon to the General Assembly during its sixty-sixth session;

58. *Notes* that many of the issues described by the Secretary-General in section IV of his report[1] are still under consideration in the formal system of administration of justice;

V
Other issues

59. *Reaffirms* that the Fifth Committee is the appropriate Main Committee of the General Assembly entrusted with responsibilities for administrative and budgetary matters, and reaffirms the role of the Fifth Committee in carrying out a thorough analysis and approving human and financial resources and policies, with a view to ensuring full, effective and efficient implementation of all mandated programmes and activities and the implementation of policies in this regard;

60. *Invites* the Sixth Committee to consider the legal aspects of the reports to be submitted by the Secretary-General, without prejudice to the role of the Fifth Committee as the Main Committee entrusted with responsibilities for administrative and budgetary matters;

61. *Recalls* paragraph 9 of its resolution 61/261 and requests the Secretary-General to report on the need for enhancing education and training of all judges, ombudsmen, legal representatives, registrars, mediators and court and office staff of the new system of administration of justice, as recommended by the Redesign Panel on the United Nations system of administration of justice in paragraphs 115 to 119 of its report;[1]

62. *Decides* to include in the provisional agenda of its sixty-sixth session the item entitled "Administration of justice at the United Nations".

[1] A/61/205 and Corr.1

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Agenda item 141
Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

Draft resolution submitted by the Chair of the Committee following informal consultations

Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

The General Assembly,

Having considered the report of the Secretary-General on the revised estimates relating to the budget, for the biennium 2010-2011, of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994,[1] and his first performance report on the International Criminal Tribunal for Rwanda for the biennium 2010-2011,[2]

Having also considered the report of the Board of Auditors on the International Criminal Tribunal for Rwanda and the recommendations contained therein,[3]

[1] A/65/178.
[2] A/65/578.
[3] *Official Records of the General Assembly, Sixty-fifth Session, Supplement No. 5K* (A/65/5/Add.11), chap. II.

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Having further considered the related report of the Advisory Committee on Administrative and Budgetary Questions,[4]

Recalling its resolution 49/251 of 20 July 1995 on the financing of the Tribunal and its subsequent resolutions thereon, the latest of which was resolution 64/239 of 24 December 2009,

1. *Takes note* of the report of the Secretary-General on the revised estimates relating to the budget, for the biennium 2010-2011, of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994,[1] and his first performance report on the International Criminal Tribunal for Rwanda for the biennium 2010-2011;[2]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[4] subject to the provisions of the present resolution;

3. *Decides* on a revised appropriation to the Special Account for the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994 of a total amount of 257,804,100 United States dollars gross (235,327,400 dollars net) for the biennium 2010-2011, as detailed in the annex to the present resolution;

4. *Also decides*, for the year 2011, to apportion among Member States, in accordance with the scale of assessments applicable to the regular budget of the United Nations for the year, the amount of 67,578,100 dollars gross (60,852,075 dollars net), including 6,254,150 dollars gross (4,040,450 dollars net), being the increase in assessments;

5. *Further decides*, for the year 2011, to apportion among Member States, in accordance with the rates of assessment applicable to peacekeeping operations for the year, the amount of 67,578,100 dollars gross (60,852,075 dollars net), including 6,254,150 dollars gross (4,040,450 dollars net), being the increase in assessments;

6. *Decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 4 and 5 above, their respective share in the Tax Equalization Fund in the amount of 13,452,050 dollars, including 4,427,400 dollars, being the increase of the estimated staff assessment income approved for the Tribunal for the biennium 2010-2011;

7. *Recognizes* the critical importance of retaining highly skilled and experienced staff members with relevant institutional memory in order to successfully complete the trials and meet the targets set out in the completion strategy of the Tribunal;

[1] A/65/616 and Corr.1.

8. *Reaffirms* paragraph 5 of its resolution 63/256 of 24 December 2008 and paragraph 6 of section II of its resolution 64/239, and requests the Secretary-General to utilize his existing authority under the existing contractual framework to offer contracts to staff, taking into account the needs of the Tribunal;

9. *Also reaffirms* paragraph 7 of section II of its resolution 64/239, and reiterates its request to the Secretary-General to explore the possibility of employing at the United Nations, should their services be required, staff who remain with the Tribunal until the completion of its mandate or their services are no longer needed;

10. *Welcomes* the efforts of the Secretary-General to facilitate the selection of staff of the Tribunal who are subject to downsizing;

11. *Reiterates* the importance of carrying out an effective outreach programme within the overall mandate of the Tribunal and its completion strategy, and requests the Tribunal, in accordance with its mandate and in consultation with the Department of Public Information of the Secretariat, to continue to develop and implement outreach programmes that are proactive, utilizing available resources optimally, and that contribute to the reconciliation process by effectively developing an increased understanding of its work;

12. *Encourages* the Secretary-General to continue to explore measures to raise adequate voluntary resources to fund the outreach programme.

Annex

Financing for the biennium 2010-2011 of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

	Gross	*Net*
	(United States dollars)	
Initial appropriation for the biennium 2010-2011 (resolution 64/239)	245 295 800	227 246 500
Revised estimates for the biennium 2010-2011 after recosting (A/65/178)	31 268 500	27 973 300
First performance report for the biennium 2010-2011 (A/65/578)	(18 760 200)	(19 892 400)
Recommendations of the Advisory Committee on Administrative and Budgetary Questions (A/65/616 and Corr.1)	(2 088 000)	(2 088 000)
Recommendations of the Fifth Committee	2 088 000	2 088 000
Revised appropriation for the biennium 2010-2011	**257 804 100**	**235 327 400**
Assessment for 2010	(122 647 900)	(113 623 250)
Balance to be assessed for 2011	**135 156 200**	**121 704 150**
Comprising:		
(a) Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2011	67 578 100	60 852 075
(b) Contributions assessed on Member States in accordance with the rates of assessment applicable to peacekeeping operations of the United Nations for 2011	67 578 100	60 852 075

United Nations A/C.5/65/L.19

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Sixty-fifth session
Fifth Committee
Agenda item 142
Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

Draft resolution submitted by the Chair of the Committee following informal consultations

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

The General Assembly,

Having considered the report of the Secretary-General on the revised estimates relating to the budget of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 for the biennium 2010-2011,[1] and on the first performance report of the International Tribunal for the Former Yugoslavia for the biennium 2010-2011,[2]

Having also considered the report of the Board of Auditors on the International Tribunal for the Former Yugoslavia and the recommendations contained therein,[3]

Having further considered the related report of the Advisory Committee on Administrative and Budgetary Questions,[4]

Recalling its resolution 47/235 of 14 September 1993 on the financing of the International Tribunal for the Former Yugoslavia and its subsequent resolutions thereon, the latest of which was resolution 64/240 of 24 December 2009,

[1] A/65/183.
[2] A/65/581.
[3] *Official Records of the General Assembly, Sixty-fifth Session, Supplement No. 5I* (A/65/5/Add.12).
[4] A/65/616 and Corr.1.

Please recycle

1. *Takes note* of the report of the Secretary-General on the revised estimates relating to the budget of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 for the biennium 2010-2011,[1] and on the first performance report of the International Tribunal for the Former Yugoslavia for the biennium 2010-2011;[2]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions;[4]

3. *Decides* on a revised appropriation to the Special Account for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 of a total amount of 320,511,800 United States dollars gross (290,087,500 dollars net) for the biennium 2010-2011, as detailed in the annex to the present resolution;

4. *Also decides*, for the year 2011, to apportion among Member States, in accordance with the scale of assessments applicable to the regular budget of the United Nations for the year, the amount of 87,615,150 dollars gross (77,908,050 dollars net), including 15,113,150 dollars gross (10,911,100 dollars net), being the increase in assessments;

5. *Further decides*, for the year 2011, to apportion among Member States, in accordance with the rates of assessment applicable to peacekeeping operations for the year, the amount of 87,615,150 dollars gross (77,908,050 dollars net), including 15,113,150 dollars gross (10,911,100 dollars net), being the increase in assessments;

6. *Decides that*, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 4 and 5 above, their respective share in the Tax Equalization Fund in the amount of 19,414,200 dollars, including 8,404,100 dollars, being the increase in the estimated staff assessment income approved for the International Tribunal for the Former Yugoslavia for the biennium 2010-2011;

7. *Recognizes* the critical importance of retaining highly skilled and experienced staff members with relevant institutional memory in order to successfully complete the trials and meet the targets set out in the completion strategy of the Tribunal;

8. *Reaffirms* paragraph 5 of its resolution 63/256 of 24 December 2008 and paragraph 6 of section II of its resolution 64/239 of 24 December 2009 and requests the Secretary-General to utilize his existing authority under the existing contractual framework to offer contracts to staff, taking into account the needs of the Tribunal;

9. *Also reaffirms* paragraph 7 of section II of its resolution 64/239 and reiterates its request to the Secretary-General to explore the possibility of employing at the United Nations, should their services be required, staff who remain with the Tribunal until the completion of its mandate or until their services are no longer needed;

10. *Welcomes* the efforts of the Secretary-General to facilitate the selection of staff of the Tribunal who are subject to downsizing;

11. *Reiterates* the importance of carrying out an effective outreach programme within the overall mandate of the Tribunal and its completion strategy, and requests the Tribunal, in accordance with its mandate and in consultation with the Department of Public Information of the Secretariat, to continue to develop and implement outreach programmes that are proactive, utilizing available resources optimally, and that contribute to the reconciliation process by effectively developing an increased understanding of its work;

12. *Encourages* the Secretary-General to continue to explore measures to raise adequate voluntary resources to fund the outreach programme.

Annex

Financing, for the biennium 2010-2011, of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

	Gross	*Net*
	(United States dollars)	
1. Initial appropriation for the biennium 2010-2011 (resolution 64/240)	290 285 500	268 265 300
Add:		
2. Revised estimates for the biennium 2010-2011 after recosting (A/65/183 and A/65/616)	45 587 200	39 976 600
3. First performance report for the biennium 2010-2011 (A/65/581)	(15 360 900)	(18 154 400)
4. Estimated revised appropriation for the biennium 2010-2011	**320 511 800**	**290 087 500**
Less:		
5. Estimated income for the biennium 2010-2011	(277 500)	(277 500)
6. Assessment for 2010	145 004 000	133 993 900
7. Balance to be assessed for 2011	**175 230 300**	**155 816 100**
Including:		
8. Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2011	87 615 150	77 908 050
9. Contributions assessed on Member States in accordance with the rates of assessment applicable to peacekeeping operations of the United Nations for 2011	87 615 150	77 908 050

United Nations A/C.5/65/L.20

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Fifth Committee
Agenda item 129
Programme budget for the biennium 2010-2011

Draft decision submitted by the Vice-Chair of the Committee following informal consultations

Programme budget implications relating to the programme budget for the biennium 2010-2011

A. Situation of human rights in Myanmar

Programme budget implications of draft resolution A/C.3/65/L.48/Rev.1

The Fifth Committee, having considered the statement of programme budget implications submitted by the Secretary-General (A/C.5/65/10) and the related report of the Advisory Committee on Administrative and Budgetary Questions (A/65/613), decides to inform the General Assembly that, should it adopt draft resolution A/C.3/65/L.48/Rev.1, additional resources would be required for the programme budget for the biennium 2010-2011 in the amount of $1,216,700 under section 3, Political affairs, and the amount of $154,200 under section 36, Staff assessment, to be offset by the same amount under income section 1, Income from staff assessment, for the continued efforts of the good offices of the Secretary-General relating to the situation in Myanmar. Approval for those requirements is being sought in the context of the report of the Secretary-General on estimates in respect of special political missions, good offices and other political initiatives authorized by the Assembly and/or the Security Council, as contained in documents A/65/328 and Add.1 and Add.1/Corr.1 and 2.

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B. Permanent memorial to and remembrance of the victims of slavery and the transatlantic slave trade

Programme budget implications of draft resolution A/65/L.36

The Fifth Committee, having considered the statement of programme budget implications submitted by the Secretary-General (A/C.5/65/11 and Corr.1) and the related report of the Advisory Committee on Administrative and Budgetary Questions (A/65/626), decides to inform the General Assembly that, should it adopt draft resolution A/65/L.36, additional resources would be required for the programme budget for the biennium 2010-2011 amounting to $251,500, comprising $239,400 under section 27, Public information, and $12,100 under section 36, Staff assessment, to be offset by the same amount under income section 1, Income from staff assessment. These appropriations for the biennium 2010-2011 would be considered by the Assembly in accordance with the procedures for the use and operations of the contingency fund.

C. Global efforts for the total elimination of racism, racial discrimination, xenophobia and related intolerance and the comprehensive implementation of and follow-up to the Durban Declaration and Programme of Action

Programme budget implications of draft resolution A/C.3/65/L.60 (as orally revised)

The Fifth Committee, having considered the statement of programme budget implications submitted by the Secretary-General (A/C.5/65/12) and the related report of the Advisory Committee on Administrative and Budgetary Questions (A/65/627), decides to inform the General Assembly that, should it adopt draft resolution A/C.3/65/L.60 (as orally revised), additional resources would be required for the programme budget for the biennium 2010-2011 in an amount of $115,700 under section 2, General Assembly and Economic and Social Council affairs and conference management, and $90,700 under section 27, Public information. These appropriations for the biennium 2010-2011 would be considered by the Assembly in accordance with the procedures for the use and operations of the contingency fund.

D. Scope, modalities, format and organization of the high-level meeting of the General Assembly on the prevention and control of non-communicable diseases

Programme budget implications of draft resolution A/65/L.50

The Fifth Committee, having considered the statement of programme budget implications submitted by the Secretary-General (A/C.5/65/13) and the related oral report of the Advisory Committee on Administrative and Budgetary Questions (see A/C.5/65/SR.26), decides to inform the General Assembly that, should it adopt draft resolution A/65/L.50, total additional resources in the amount of $152,600 would be

required for the programme budget for the biennium 2010-2011, comprising $126,800 under section 2, General Assembly and Economic and Social Council affairs and conference management, and $25,800 under section 28D, Office of Central Support Services. These appropriations for the biennium 2010-2011 would be considered by the Assembly in accordance with the procedures for the use and operations of the contingency fund.

United Nations A/C.5/65/L.21

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Agenda item 129
Programme budget for the biennium 2010-2011

Draft resolution submitted by the Chair of the Committee following informal consultations

Conditions of service and compensation for officials other than Secretariat officials: members of the International Court of Justice and judges and ad litem judges of the International Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda

The General Assembly,

Recalling its resolutions 37/240 of 21 December 1982, 40/257 A and C of 18 December 1985 and 45/250 A to C of 21 December 1990, section VIII of its resolution 53/214 of 18 December 1998, its resolutions 55/249 of 12 April 2001, 56/285 of 27 June 2002 and 57/289 of 20 December 2002, section III of its resolution 59/282 of 13 April 2005, its resolutions 61/262 of 4 April 2007, 63/259 of 24 December 2008 and 64/261 of 29 March 2010 and its decision 62/547 of 3 April 2008,

Recalling also Article 32 of the Statute of the International Court of Justice, as well as relevant resolutions of the General Assembly that govern the conditions of service and compensation for the members of the International Court of Justice and the judges of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 and the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994,

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Having considered the reports of the Secretary-General[1] and the related reports of the Advisory Committee on Administrative and Budgetary Questions,[2]

Noting that the workload of the President of the International Court of Justice and that of the Vice-President, when acting as President, have increased since 1987 and that the amount of the special allowance of the President and Vice-President, when acting as President, has not increased since then,

Noting also that the workload of the Presidents of the International Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda and that of the Vice-Presidents, when acting as President, have increased since the inception of the Tribunals and that the amount of the special allowance of the President and Vice-President, when acting as President, has not increased since then,

Reaffirming that ad litem judges of the International Criminal Tribunal for Rwanda and the International Tribunal for the Former Yugoslavia benefit from the same terms and conditions of service, mutatis mutandis, as those of the permanent judges of the Tribunals, pursuant to the statutes of the Tribunals,

1. *Takes note* of the reports of the Secretary-General;[1]

2. *Reaffirms* the principle that the conditions of service and compensation for non-Secretariat United Nations officials shall be separate and distinct from those for officials of the Secretariat;

3. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[3] subject to the provisions of the present resolution;

4. *Takes note* that the review of the pension benefits of the members of the International Court of Justice and the judges of the International Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda will be reviewed at its sixty-sixth session, including options for defined benefit and defined contribution pension schemes;

5. *Decides* to review at its sixty-sixth session the pension schemes for the members of the International Court of Justice and the judges of the International Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda and requests the Secretary-General to include in his report a proposal for a mechanism that he may use to determine retirement pension benefits, taking into account acquired pension benefits rights accrued prior to serving in the Court or the Tribunals;

6. *Also decides* to increase the special allowance of the Presidents and the Vice-Presidents, when acting as President of the Court or the Tribunals, to 25,000 dollars and 156 dollars per day, respectively;

7. *Further decides* that the relocation allowance benefit received by the judges of the International Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda will be the same as that received by the members of the International Court of Justice;

[1] A/64/635 and Corr.1 and A/65/134 and Corr.1.

[2] A/64/7/Add.20 and A/65/533.

[3] A/65/533.

8. *Decides* to grant a one-time ex gratia payment upon completion of service for ad litem judges who have served for a continuous period of more than three years, on the basis of the length of time served exceeding those three years, as per the schedule contained in the annex to the present resolution;

9. *Also decides* that, owing to the unique and exceptional circumstances of the conditions of service of ad litem judges in the International Criminal Tribunal for Rwanda, arising from the failure to establish a second pool of ad litem judges, the decision set out in paragraph 8 above shall under no circumstances constitute a precedent for eligibility for elements of conditions of service, as such eligibility does not exist under the current regulatory framework;

10. *Further decides* to re-establish a three-year cycle for the review of the conditions of service and compensation for the members of the International Court of Justice and the judges and ad litem judges of the two Tribunals, and to undertake the next comprehensive review at its sixty-eighth session.

Annex

One-time ex gratia payment schedule for ad litem judges of the International Criminal Tribunal for Rwanda and the International Tribunal for the Former Yugoslavia

Term of service (years)	*Months of salary*
< 3	0.000000
4	2.054112
5	4.108225
6	6.162337
7	8.216449
8	10.270562

Note: Payment is prorated by number of months.

United Nations A/C.5/65/L.22

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Agenda item 129
Programme budget for the biennium 2010-2011

Draft resolution submitted by the Chair following informal consultations

Questions relating to the programme budget for the biennium 2010-2011

The General Assembly,

I
Administrative and financial implications arising from the report of the United Nations Joint Staff Pension Board

Having considered the report of the Secretary-General on the administrative and financial implications arising from the report of the United Nations Joint Staff Pension Board[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

1. *Takes note* of the report of the Secretary-General;[1]

II
Revised estimates under section 28A, Office of the Under-Secretary-General for Management, of the programme budget for the biennium 2010-2011, and under the support account for peacekeeping operations (enterprise resource planning project (Umoja) and International Public Sector Accounting Standards)

Recalling section II of its resolution 60/283 of 7 July 2006, sections II and V of its resolution 63/262 of 24 December 2008, and its resolution 64/243 of 24 December 2009,

Having considered the second progress report of the Secretary-General on the enterprise resource planning project and revised estimates under section 28A, Office of the Under-Secretary-General for Management, of the programme budget for the biennium 2010-2011, and under the support account for peacekeeping operations,[3]

[1] A/C.5/65/3.
[2] A/65/567.
[3] A/65/389.

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and the third progress report of the Secretary-General on the adoption of the International Public Sector Accounting Standards by the United Nations,[4] as well as the related reports of the Advisory Committee on Administrative and Budgetary Questions,[5]

1. *Takes note* of the reports of the Secretary-General;[3,4]

2. *Endorses* the conclusions and recommendations contained in the reports of the Advisory Committee on Administrative and Budgetary Questions,[5] subject to the provisions of the present resolution;

A. Enterprise resource planning project

3. *Recalls* paragraph 113 of its resolution 64/243, and requests the Secretary-General to continue to make efforts to deploy the enterprise resource planning project, Umoja, on the basis of lower-cost options, while also looking for opportunities to reduce cost projections, without altering the approach approved by the General Assembly;

4. *Urges* the Secretary-General to make every effort to fill the vacancies in the enterprise resource planning project team as a matter of priority and to explore all possibilities for expediting the process, so as to minimize any adverse impact on project implementation;

5. *Stresses* that the temporary posts related to the implementation of Umoja are limited to the duration of that project;

6. *Decides* not to appropriate the amount of 12,416,300 United States dollars, in the light of the subsequent proposal of the Secretary-General contained in paragraph 18 of his first performance report on the programme budget for the biennium 2010-2011;[6]

B. International Public Sector Accounting Standards

7. *Notes* the continued dependency between the timeline for International Public Sector Accounting Standards implementation and the enterprise resource planning project, Umoja;

8. *Requests* the Secretary-General to ensure that the implementation of the International Public Sector Accounting Standards at the United Nations is completed no later than 2014;

III
Overseas property management and construction projects in progress, and revised estimates under section 20, Economic and social development in Latin America and the Caribbean, of the programme budget for the biennium 2010-2011 relating to the relocation of the subregional headquarters in Mexico

Recalling its resolution 56/270 of 27 March 2002, section IV of its resolution 58/272 of 23 December 2003, sections IX and X of its resolution 62/238 of

[4] A/65/308.
[5] A/65/576 and A/65/577.
[6] A/65/589.

22 December 2007, section I of its resolution 63/263 of 24 December 2008, and its resolution 64/243 of 24 December 2009,

Having considered the reports of the Secretary-General on overseas property management and construction projects in progress[7] and on revised estimates relating to the programme budget for the biennium 2010-2011 under section 20, Economic and social development in Latin America and the Caribbean, related to the relocation of the subregional headquarters in Mexico,[8] as well as the related report of the Advisory Committee on Administrative and Budgetary Questions,[9]

1. *Takes note* of the reports of the Secretary-General;[7,8]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[9] subject to the provisions of the present resolution;

3. *Requests* the Secretary-General to expeditiously assess the status of conference facilities at the Economic Commission for Africa, in particular Africa Hall and Conference Room 1, to ensure that they are in strict compliance with the highest international standards for conference facilities, and to report thereon in the context of his next annual progress report on the construction of additional conference facilities at the Commission;

4. *Welcomes* the recent efforts of the Secretary-General to utilize additional funding arrangements to ensure that the project for the construction of additional office facilities at the Commission proceeds as originally designed, and requests the Secretary-General to provide regular briefings to Member States on the implementation of the project;

5. *Authorizes* the Secretary-General to enter into commitments in an amount up to 1,758,800 United States dollars under section 20, Economic and social development in Latin America and the Caribbean, of the programme budget for the biennium 2010-2011, and requests him to report, in the context of his second performance report for the biennium 2010-2011, on actual expenditure incurred;

IV
After-service health insurance: medical and dental reserve funds

Having considered the report of the Secretary-General entitled "After-service health insurance: medical and dental reserve funds"[10] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[11]

1. *Takes note* of the report of the Secretary-General;[10]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions;[11]

3. *Notes* the significant variation in the levels of reserve balances maintained for the United Nations medical and dental reserve funds mentioned in

[7] A/65/351.
[8] A/65/385.
[9] A/65/518.
[10] A/65/342.
[11] A/65/507.

the report of the Secretary-General, and therefore requests the Secretary-General to establish guidelines to ensure greater consistency in future in this regard;

4. *Takes note* of the information provided by the Secretariat that it will continue to use premium holidays to distribute surpluses in excess of six to seven months of costs in the CIGNA Dental, Aetna and Van Breda reserve funds and that, in relation to the Medical Insurance Plan reserve fund, this and/or other methods will be used to distribute surpluses, given the high level of surpluses available;

5. *Requests* the Secretary-General to include, in future performance reports on the budget, information regarding the medical and dental reserve funds, the number of months that premium holidays have been applied during the budgetary period, other surplus fund distribution methods used, and the financial impact on the budgets;

6. *Recalls* paragraph 3 of its resolution 64/241 of 24 December 2009, and requests the Secretary-General to include, in his report to the General Assembly at its sixty-seventh session, an analysis of options for the judicious use of reserves in excess of reasonable industry and United Nations standards, in the context of the forthcoming analysis of pay-as-you-go and long-term financing strategies for after-service health insurance liabilities;

V

Revised estimates under the programme budget for the biennium 2010-2011 relating to the Office of the Special Representative of the Secretary-General on Sexual Violence in Conflict

Having considered the report of the Secretary-General on revised estimates relating to the programme budget for the biennium 2010-2011 for the Office of the Special Representative of the Secretary-General on Sexual Violence in Conflict[12] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[13]

1. *Takes note* of the report of the Secretary-General;[12]

2. *Reaffirms* that the Fifth Committee is the appropriate Main Committee of the General Assembly entrusted with responsibilities for administrative and budgetary matters, and reaffirms the role of the Fifth Committee in carrying out a thorough analysis and approving human and financial resources and policies, with a view to ensuring the full, effective and efficient implementation of all mandated programmes and activities and the implementation of policies in this regard;

3. *Also reaffirms* its role with regard to the structure of the Secretariat, and stresses that proposals to amend the overall departmental structure, as well as the format of the programme budget and the biennial programme plan, are subject to its review and prior approval;

4. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[13] subject to the provisions of the present resolution;

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[12] A/64/763.

[13] A/64/7/Add.23.

5. *Recalls* paragraph 7 of the report of the Advisory Committee,[13] and expresses concern about the apparent failure of the Secretary-General to follow the procedure for establishing posts funded through extrabudgetary resources, as set forth in General Assembly resolution 35/217;

6. *Recognizes* the strategic role played by senior-level staff in the work of the Organization, and in this regard recalls paragraph 33 of its resolution 64/243 and requests the Secretary-General to continue to provide the Assembly with comprehensive information on all decisions involving established and temporary high-level posts, including equivalent positions financed from the regular budget and from extrabudgetary resources;

7. *Expresses* its concern over the lack of detailed analysis presented by the Secretary-General with regard to costing the establishment of a website for the Office of the Special Representative of the Secretary-General on Sexual Violence in Conflict;

8. *Requests* the Secretary-General to take all steps necessary to ensure the maximum level of cooperation, coordination and integration of efforts in order to avoid duplication and overlaps between the Office of the Special Representative on Sexual Violence in Conflict and other relevant entities, including the United Nations Entity for Gender Equality and the Empowerment of Women (UN-Women), the Special Representative of the Secretary-General for Children and Armed Conflict, and the Special Representative of the Secretary-General on Violence against Children, and also requests the Secretary-General to report on his efforts in this regard in the context of the proposed programme budget for the biennium 2012-2013;

9. *Also requests* the Secretary-General to provide detailed information for the team of experts on the functions and specific types of funding of the posts and positions used, and to report thereon in the context of the proposed programme budget for the biennium 2012-2013;

10. *Further requests* the Secretary-General to ensure that the most cost-effective, timely and secure services, as well as support-related issues, are considered in the creation of a website for the Office of the Special Representative of the Secretary-General on Sexual Violence in Conflict;

11. *Recalls* paragraph 13 of the report of the Advisory Committee on Administrative and Budgetary Questions,[13] and requests the Secretary-General to consider, as appropriate, through the relevant offices, including the Department of Public Information and the Office of Information and Communications Technology, the cost-effective and timely provision of such services in-house;

12. *Decides* to establish one Under-Secretary-General post and one D-1, one P-5, one P-4, two P-3 and three General Service (Other level) posts for the Office of the Special Representative of the Secretary-General on Sexual Violence in Conflict, effective 1 January 2011, under the programme budget for the biennium 2010-2011;

13. *Also decides* to appropriate a total amount of 1,724,900 United States dollars, at 2010-2011 initial rates, under the programme budget for the biennium 2010-2011, comprising 1,127,000 dollars under section 1, Overall policymaking, direction and coordination, 462,900 dollars under section 28D, Office of Central Support Services, and 135,000 dollars under section 36, Staff assessment, to be

offset by a corresponding amount under income section 1, Income from staff assessment;

VI
Revised proposal for the use of regular budget resources for the normative support functions of the United Nations Entity for Gender Equality and the Empowerment of Women

Recalling its resolution 64/289 of 21 July 2010,

Having considered the report of the Secretary-General on the revised proposal for the use of regular budget resources for the normative support functions of the United Nations Entity for Gender Equality and the Empowerment of Women (UN-Women),[14] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[15]

1. *Takes note* of the report of the Secretary-General;[14]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[15] subject to the provisions of the present resolution;

3. *Welcomes* the establishment of UN-Women as an important ongoing effort by the Organization to strengthen its system-wide capacity to achieve gender equality and the empowerment of women and to lead, coordinate and promote the accountability of the United Nations system in its work;

4. *Stresses* the importance of the fundamental principles of universality and national ownership for the work of UN-Women;

5. *Requests* the Secretary-General to take all steps necessary to ensure the maximum level of cooperation, coordination and integration of efforts in order to avoid duplication and overlaps between UN-Women and other relevant entities, including the Office of the Special Representative of the Secretary-General on Sexual Violence in Conflict, the Special Representative of the Secretary-General for Children and Armed Conflict, and the Special Representative of the Secretary-General on Violence against Children, and also requests the Secretary-General to report on his efforts in this regard in the context of the proposed programme budget for the biennium 2012-2013;

6. *Recalls* paragraph 13 of the report of the Advisory Committee on Administrative and Budgetary Questions,[15] and encourages UN-Women to make the best possible use of human and financial resources at its disposal, without undermining the implementation of mandated programmes and activities;

7. *Notes* that, for the biennium 2010-2011, 1.4 per cent of the total estimated budget for UN-Women is proposed to be financed from the regular budget, and that most of the senior management posts, at the Assistant Secretary-General and Director levels included in the organizational chart were proposed to be funded through voluntary contributions;

8. *Requests* the Secretary-General to further elaborate, in the proposed programme budget for 2012-2013, the normative intergovernmental processes

[14] A/65/531.

[15] A/65/593.

undertaken by UN-Women to implement its mandate, as referred to in paragraph 75 of its resolution 64/289, in order to specify whether the activities of UN-Women, including administrative, evaluation, coordination, research and analytical policy functions, would support or be considered normative intergovernmental processes, operational intergovernmental processes and operational activities, or a combination thereof;

9. *Also requests* the Secretary-General to reflect, in the proposed programme budget for 2012-2013, the necessary budget allocation resulting from the information requested in paragraph 8 above so as to ensure an appropriate source of funding of the financial resources required, including the funding of senior-level posts;

10. *Recalls* its resolution 58/269 of 23 December 2003, and requests the Secretary-General to submit a revised strategic framework for the bienniums 2010-2011 and 2012-2013 reflecting the revision of the programmatic aspects arising from the creation of UN-Women through the Committee for Programme and Coordination, for consideration by the General Assembly at its sixty-sixth session;

11. *Emphasizes* the importance of adequate and transparent financing for UN-Women for the effective discharge of its mandate;

12. *Approves* the use of a grant arrangement pertaining to the regular budget portion of UN-Women, as proposed in paragraphs 19 to 21 of the report of the Secretary-General,[14] and decides that posts financed by the grant from the regular budget shall be requested on a post-by-post basis in future regular budget proposals;

13. *Stresses* that the use of the grant modality should not lessen in any way the requirement for detailed reporting to the General Assembly on the utilization of regular budget resources;

14. *Reiterates* its decision that the composition and selection of staff of the Entity shall be in accordance with the provisions of Article 101 of the Charter of the United Nations, with due regard to geographical representation and gender balance;

15. *Decides* to establish three new posts, one Under-Secretary-General, one D-2 and one General Service (Other level), under section 37, UN-Women, of the programme budget for the biennium 2010-2011;

16. *Also decides* to approve an additional amount of 430,100 United States dollars, at 2010-2011 initial rates, for the biennium 2010-2011 under section 37, UN-Women (367,800 dollars), and section 36, Staff assessment (62,300 dollars), to be offset by a corresponding amount under income section 1, Income from staff assessment, of the programme budget for the biennium 2010-2011;

17. *Further decides* that the additional amount of 430,100 dollars would represent a charge against the contingency fund for the biennium 2010-2011;

VII
Revised estimates resulting from resolutions and decisions adopted by the Economic and Social Council at its substantive session of 2010

Having considered the report of the Secretary-General on revised estimates resulting from resolutions and decisions adopted by the Economic and Social

Council at its substantive session of 2010[16] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[17]

1. *Takes note* of the report of the Secretary-General;[16]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions;[17]

3. *Approves* the redeployment of one P-5 post of Chief, Strategic Planning Unit, from subprogramme 2, Policy and trend analysis, to executive direction and management, as Chief, Independent Evaluation Unit, under section 16, International drug control, crime and terrorism prevention and criminal justice;

VIII

Revised estimates arising from the expansion of the Committee on the Protection of the Rights of All Migrant Workers and Members of Their Families

Having considered the report of the Secretary-General on revised estimates arising in relation to the expansion of the Committee on the Protection of the Rights of All Migrant Workers and Members of Their Families[18] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[19]

1. *Takes note* of the report of the Secretary-General;[18]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions;[19]

IX

Revised estimates resulting from resolutions and decisions adopted by the Human Rights Council at its twelfth, thirteenth, fourteenth and fifteenth sessions

Having considered the reports of the Secretary-General on revised estimates resulting from resolutions and decisions adopted by the Human Rights Council at its twelfth, thirteenth, fourteenth and fifteenth sessions[20] and the related reports of the Advisory Committee on Administrative and Budgetary Questions,[21]

1. *Takes note* of the reports of the Secretary-General;[20]

2. *Endorses* the conclusions and recommendations contained in the reports of the Advisory Committee on Administrative and Budgetary Questions,[21] subject to the provisions of the present resolution;

3. *Takes note* of paragraph 7 of the report of the Advisory Committee on Administrative and Budgetary Questions on revised estimates resulting from resolutions and decisions adopted by the Human Rights Council at its fifteenth session[22] and decides to provide, under general temporary assistance, one P-4, one P-3, one P-2 and one General Service (Other level) posts, as well as to provide for

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[16] A/65/319.
[17] A/65/505.
[18] A/65/85.
[19] A/65/541.
[20] A/65/333 and Corr.1, Add.1 and Add.1/Corr.1.
[21] A/65/548 and Add.1.
[22] A/65/548/Add.1.

consultant services for the duration of nine months in connection with the adoption of Council resolution 15/23 on the elimination of discrimination against women;

4. *Also takes note* of paragraph 8 of the report of the Advisory Committee on Administrative and Budgetary Questions;[22]

X

Revised estimates under section 23, Human rights, of the programme budget for the biennium 2010-2011, resulting from the increase in the membership of the Committee on the Rights of Persons with Disabilities

Having considered the report of the Secretary-General on revised estimates under section 23, Human rights, of the programme budget for the biennium 2010-2011, resulting from the increase in the membership of the Committee on the Rights of Persons with Disabilities,[23] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[24]

1. *Takes note* of the report of the Secretary-General;[23]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions;[24]

3. *Decides* to establish one P-3 Human Rights Officer post, effective 1 January 2011, to assist the Committee on the Rights of Persons with Disabilities with the examination of reports of States parties under section 23, Human rights;

4. *Also decides* to approve the amount of 309,100 United States dollars, at 2010-2011 initial rates, under section 23, Human rights, and the amount of 10,600 dollars, at 2010-2011 initial rates, under section 36, Staff assessment, to be offset by an equivalent amount under income section 1, Income from staff assessment, as a charge against the contingency fund for the biennium 2010-2011;

XI

Revised estimates resulting from the increase in the number of members of the Subcommittee on Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment pursuant to article 5 of the Optional Protocol

Having considered the report of the Secretary-General on revised estimates resulting from the increase in the number of members of the Subcommittee on Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment pursuant to article 5 of the Optional Protocol[25] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[26]

1. *Takes note* of the report of the Secretary-General;[25]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions;[26]

3. *Decides* to establish six temporary posts for the year 2011, within existing resources, as follows: (a) two P-5 and two P-4 posts, under section 2, General Assembly and Economic and Social Council affairs and conference

[23] A/65/400.
[24] A/65/506.
[25] A/65/500.
[26] A/65/574.

management, and (b) one P-3 and one General Service (Other level) posts, under section 23, Human rights, and requests the Secretary-General to report on the expenditures incurred, in the context of his second performance report;

4. *Also decides* to approve an amount of 791,800 United States dollars, at 2010-2011 initial rates, for non-post resources, under section 28E, Administration, Geneva (36,600 dollars), and section 23, Human rights (755,200 dollars), as a charge against the contingency fund for the biennium 2010-2011;

XII
Request for a subvention to the Special Court for Sierra Leone

Recalling its resolution 58/284 of 8 April 2004, section VII of its resolution 59/276 of 23 December 2004, and section II of its resolution 59/294 of 22 June 2005,

Having considered the report of the Secretary-General on the request for a subvention to the Special Court for Sierra Leone[27] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[28]

1. *Takes note* of the report of the Secretary-General;[27]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[28] subject to the provisions of the present resolution;

3. *Takes note* of paragraphs 15 and 16 (b) of the report of the Advisory Committee;[28]

4. *Notes*, as an exceptional measure, the funding requirement for the Special Court for Sierra Leone of up to 12,239,344 United States dollars, covering the periods from 1 January to 31 December 2011 and from 1 January to 29 February 2012, to supplement the voluntary financial resources of the Court;

5. *Authorizes* the Secretary-General, as an exceptional measure, to enter into commitments in an amount not to exceed 9,882,594 dollars to supplement the voluntary financial resources of the Special Court, for the period from 1 January to 31 December 2011;

6. *Decides* that the amount referred to in paragraph 5 above is authorized on the understanding that:

(a) Any regular budget funds appropriated for the Special Court will be refunded to the United Nations at the time of the liquidation of the Court, should sufficient voluntary contributions be received;

(b) The United Nations Secretariat and the Management Committee, the Registrar and other senior officials of the Special Court will intensify their efforts to fund the activities of the Court through voluntary contributions;

7. *Requests* the Secretary-General to report to the General Assembly at its sixty-sixth session on the implementation of the present resolution;

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[27] A/65/570.

[28] A/65/603.

XIII
Estimates in respect of special political missions, good offices and other political initiatives authorized by the General Assembly and/or the Security Council, and strengthening of the Department of Political Affairs

Recalling its resolution 64/244 A and section VI of its resolution 64/245 of 24 December 2009, and section IV of its resolution 64/260 of 29 March 2010,

Recalling also its resolution 63/261 of 24 December 2008 on the strengthening of the Department of Political Affairs,

Recalling further the Regulations and Rules Governing Programme Planning, the Programme Aspects of the Budget, the Monitoring of Implementation and the Methods of Evaluation, and the Financial Regulations and Rules of the United Nations,

Reaffirming the role of the General Assembly and its relevant intergovernmental and expert bodies, within their respective mandates, in planning, programming, budgeting, monitoring and evaluation,

Having considered the reports of the Secretary-General on estimates in respect of special political missions, good offices and other political initiatives authorized by the General Assembly and/or the Security Council[29] and on the implementation of Assembly resolution 63/261 on the strengthening of the Department of Political Affairs,[30] as well as the related report of the Advisory Committee on Administrative and Budgetary Questions,[31]

1. *Takes note* of the reports of the Secretary-General;[29,30]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions[31] subject to the provisions of the present resolution;

3. *Welcomes* the continuing efforts by the Department of Political Affairs to fulfil the requirements of resolution 63/261, and in this regard requests that further efforts be made to ensure the full implementation thereof;

4. *Regrets* the recurrent late introduction of the reports on the matter under consideration, which hinders their proper examination by the General Assembly, and requests the Secretary-General and the Advisory Committee on Administrative and Budgetary Questions to submit their reports in a timely manner;

5. *Reaffirms* paragraphs 38, 39, 40 and 41 of resolution 64/243 and recalls paragraph 16 of the report of the Advisory Committee on Administrative and Budgetary Questions,[31] and in this regard requests the Secretary-General to provide the information referred to therein for inclusion in future proposed budgets for special political missions;

6. *Stresses* that budget presentations for special political missions should consistently include information on actual and budgeted vacancy rates, and resource requirement changes, a clear description of the functions of new positions proposed,

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[29] A/65/328 and Add.1, Add.1/Corr.1, Add.1/Corr.2, Add.2, Add.2/Corr.1, Add.3, Add.3/Corr.1, Add.4 and Add.5.

[30] A/65/161 and Corr.1.

[31] A/65/602.

and organization charts, including current and proposed posts and grade levels, and should indicate whether a position proposed reflects the resubmission of a previous request;

7. *Recalls* its resolution 61/279 of 29 June 2007, its resolution 62/250 of 20 June 2008 and section VI of its resolution 64/245, as well as paragraph 12 of the report of the Advisory Committee on Administrative and Budgetary Questions, and requests the Secretary-General to conduct a thorough review of the current funding and backstopping arrangements for the special political missions with a view to identifying possible alternatives, and to report thereon to the General Assembly at its sixty-sixth session;

8. *Stresses* the need for greater transparency in the presentation of resources for travel and consultancies under cluster II so that the General Assembly may make well-informed decisions regarding the resource requirements for special political missions;

9. *Takes note* of paragraph 26 of the report of the Advisory Committee on Administrative and Budgetary Questions,[31] and requests the Secretary-General to submit proposals for more cost-effective support arrangements for all special political missions in the context of his next report on those missions;

10. *Encourages* increased cooperation between and among missions operating in the same geographic location with a view to achieving efficiency and cost-effectiveness;

11. *Takes note* of paragraph 43 of the report of the Advisory Committee on Administrative and Budgetary Questions,[31] and decides to approve the three positions for the Special Adviser on the Prevention of Genocide, as proposed by the Secretary-General;

12. *Requests* the Secretary-General to make additional efforts to ensure that support sought in the form of consultancies is not already available in-house or in situ;

13. *Notes* the intention of the Secretary-General to establish a support office in Kuwait for the United Nations Assistance Mission in Afghanistan, and requests the Secretary-General to explore possibilities for cost-sharing between the United Nations Assistance Mission in Afghanistan and the United Nations Assistance Mission for Iraq and to report to the General Assembly in the context of his proposed budget for the biennium 2012-2013;

14. *Requests* the Secretary-General to submit resource requirements for 2011 for the United Nations Integrated Office in Burundi or its successor for consideration by the Assembly at the first part of its resumed sixty-fifth session;

15. *Notes* that the interim funding provided for the United Nations Integrated Office in Burundi should not affect the contractual conditions of the staff;

16. *Approves* budgets totalling 643,094,800 United States dollars gross (631,162,600 dollars net) for the twenty-nine special political missions authorized by the General Assembly and/or the Security Council, as listed in table 1 of the report of the Secretary-General;[32]

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[32] A/65/328.

17. *Decides* to appropriate, under the procedures provided for in paragraph 11 of annex I to resolution 41/213 of 19 December 1986, an amount of 200,689,200 dollars under section 3, Political affairs, of the programme budget for the biennium 2010-2011;

18. *Also decides* to appropriate an amount of 11,932,100 dollars under section 36, Staff assessment, to be offset by a corresponding amount under income section 1, Income from staff assessment, of the programme budget for the biennium 2010-2011;

XIV

Revised security management framework and revised estimates under section 5, Peacekeeping operations, of the programme budget for the biennium 2010-2011 relating to a strengthened and unified security management system for the United Nations

Recalling its resolutions 64/243, 64/244 and 64/245 of 24 December 2009,

Having considered the report of the Secretary-General on the revised security management framework and revised estimates relating to the programme budget for the biennium 2010-2011 under section 5, Peacekeeping operations, related to a strengthened and unified security management system for the United Nations,[33] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[34]

1. *Takes note* of the report of the Secretary-General;[33]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[34] subject to the provisions of the present resolution;

3. *Reaffirms* that the Organization is based on the principle of the sovereign equality of all its Members, and notes with concern that, during the general debate of the General Assembly at its sixty-fifth session, the movement of some heads of delegation on the United Nations premises was restricted, and requests the Secretary-General to ensure that due protocol and equal treatment are uniformly accorded to all heads of delegation;

4. *Requests* the Secretary-General to ensure that access for heads of delegation and their respective vehicles to the United Nations premises is not unduly restricted, in particular during the general debate;

5. *Takes note* of the revised framework for accountability for the United Nations security management system;

6. *Reaffirms* the importance of ensuring the safety and security of United Nations staff, operations and premises;

7. *Also reaffirms* that the primary responsibility for ensuring the safety and security of the United Nations staff and premises rests with the host country, and emphasizes the role of the relevant host country agreements in defining this responsibility;

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[33] A/65/320 and Corr.1.

[34] A/65/575.

8. *Stresses* the importance of close coordination and consultation with host Governments in operationalizing the new security level system from 1 January 2011;

9. *Requests* the Secretary-General to submit to the General Assembly at its sixty-seventh session detailed information and analysis on the effectiveness of the new security level system within the context of the report on a comprehensive safety and security policy framework at the United Nations, which provides the basis for threat and risk assessment, cooperation with the host countries, cost-sharing arrangements and operations of the Department of Safety and Security;

10. *Recalls* paragraph 16 of the report of the Advisory Committee on Administrative and Budgetary Questions,[34] notes that the Operational Working Group of the Steering Committee on Safety and Security of the High-level Committee on Management is examining the question of programme criticality with a view to establishing clear definitions and a clear framework for decision-making, and requests the Secretary-General to report on the conclusions of the high-level working group on programme criticality for consideration by the General Assembly at its sixty-sixth session;

11. *Decides* not to approve one armoured truck for Srinagar;

12. *Also decides* to approve the establishment, effective 1 January 2011, of one Chief Security Officer post at the P-4 level and one Security Information Assistant post at the Local level for the United Nations Military Observer Group in India and Pakistan under the programme budget for the biennium 2010-2011;

13. *Further decides* to appropriate a total amount of 3,041,100 United States dollars, at 2010-2011 initial rates, under the programme budget for the biennium 2010-2011, comprising increases under section 5 (3,018,700 dollars) and section 36, Staff assessment (22,400 dollars), to be offset by a corresponding amount under income section 1, Income from staff assessment;

XV
Financial implications relating to the administration of justice at the United Nations

Recalling its resolution 65/251 of 24 December 2010 on the administration of justice at the United Nations,[35]

1. *Decides* to approve a total amount of 1,148,000 United States dollars, at 2010-2011 initial rates, under the programme budget for the biennium 2010-2011, reflecting an increase comprising 109,900 dollars under section 1, Overall policymaking, direction and coordination, 1 million dollars under section 2, General Assembly and Economic and Social Council affairs and conference management, and 38,100 dollars under section 28D, Office of Central Support Services;

2. *Also decides* that the additional amount of 1,148,000 dollars would represent a charge against the contingency fund;

3. *Further decides* to establish one temporary P-3 position in Nairobi, effective 1 January 2011, to be funded from the budget of the support account for peacekeeping operations for the period from 1 July 2010 to 30 June 2011, and

[35] A/C.5/65/L.17.

requests the Secretary-General to report to the General Assembly on the related costs in the context of the performance report on the support account for the period;

XVI
Administrative and financial implications of the decisions and recommendations contained in the report of the International Civil Service Commission for 2010

Recalling its resolution 65/248 of 24 December 2010, entitled "United Nations common system: report of the International Civil Service Commission",[36]

1. *Takes note* of the statement submitted by the Secretary-General in accordance with rule 153 of the rules of procedure of the General Assembly[37] on the administrative and financial implications of the decisions and recommendations contained in the report of the International Civil Service Commission for 2010[38] and the related report of the Advisory Committee on Administrative and Budgetary Questions;[39]

2. *Recalls* paragraph 1 of section A.1, paragraph 1 of section B.1 and paragraph 1 of section B.3 of its resolution 65/248;[36]

3. *Requests* the Secretary-General to report, in the context of the performance reports for the biennium 2010-2011, on any requirements arising from the implementation of paragraph 2 above;

XVII
Information and communications technology

Recalling section II of its resolution 60/283 of 7 July 2006, and its resolutions 62/250 of 20 June 2008, 63/262 of 24 December 2008, 63/269 of 7 April 2009 and 64/243 of 24 December 2009,

Having considered the report of the Secretary-General on the status of implementation of the information and communications technology strategy for the United Nations Secretariat[40] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[41]

1. *Takes note* of the report of the Secretary-General;[40]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[41] subject to the provisions of the present resolution;

3. *Underlines* the importance of information and communications technology in meeting the growing demands of the Organization as it becomes increasingly reliant on its information technology and communications infrastructure;

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[36] A/C.5/65/L.16.
[37] A/65/493.
[38] *Official Records of the General Assembly, Sixty-fifth Session, Supplement No. 30* (A/65/30).
[39] A/65/532.
[40] A/65/491.
[41] A/65/576.

4. *Also underlines* the importance of information and communications technology in strengthening oversight and accountability and in increasing the availability of accurate and timely information to support decision-making;

5. *Re-emphasizes* the importance of strong central leadership for the establishment and implementation of Organization-wide information and communications technology standards and activities in order to ensure the efficient utilization of resources, the modernization of information systems and improvement in the information and communications technology services available to the United Nations;

6. *Recalls* the mandate of the Office of Information and Communications Technology, as approved in resolution 63/262;

7. *Welcomes* the comprehensive structural review and the presentation of an Organization-wide perspective on information and communications technology resources and the information and communications technology environment;

8. *Requests* the Secretary-General to review its proposals contained in the report on the status of implementation of the information and communications technology strategy for the United Nations Secretariat and to present new and/or revised proposals to the General Assembly in the context of the proposed programme budget for the biennium 2012-2013;

9. *Also requests* the Secretary-General to report on the progress made in the establishment of a secondary data centre as described in paragraph 77 of his report, including, as appropriate, financial resources proposed for its implementation, in the context of the proposed programme budget for the biennium 2012-2013;

10. *Further requests* the Secretary-General to present to the General Assembly more than one option for locating any other future facilities related to the information and communications technology strategy;

11. *Recalls* paragraph 10 (c) of its resolution 63/262, and regrets that the report of the Secretary-General did not contain an in-depth assessment of the organizational arrangement of the Office of Information and Communications Technology;

12. *Requests* the Secretary-General to submit, for consideration by the General Assembly at its sixty-eighth session, a comprehensive report on the most appropriate organizational arrangements for the Office of Information and Communications Technology, including the possibility of changing the placement of the Office within the structure of the Organization;

13. *Decides* not to approve any funding related to projects 1 or 2;

14. *Authorizes* the Secretary-General to proceed with the implementation of project 3 (rationalize information and communications technology organization), and decides that funding in the amount of 1.5 million United States dollars will be provided from within the resources approved for the biennium 2010-2011 and that actual expenditure will be reported in the context of the second performance report;

15. *Recalls* paragraph 101 (c) of the report of the Advisory Committee on Administrative and Budgetary Questions,[41] and decides to approve general temporary assistance equivalent to seven P-4 positions for 2011, of which five

positions are to be met from within existing resources, and that actual expenditure will be reported in the context of the second performance report;

16. *Decides* to approve additional resources amounting to 254,166 dollars, to be appropriated as follows:

(a) Regular budget:

(i) An amount of 140,190 dollars, at 2010-2011 initial rates, for the biennium 2010-2011, under section 29, Office of Information and Communications Technology (63,390 dollars), and section 28D, Office of Central Support Services (76,800 dollars), representing a charge against the contingency fund;

(ii) An amount of 7,770 dollars under section 36, Staff assessment, to be offset by an equivalent amount under income section 1, Income from staff assessment;

(b) Support account for peacekeeping operations:

An amount of 106,206 dollars under the support account for the period from 1 July 2010 to 30 June 2011;

(c) Extrabudgetary resources:

An amount of 78,798 dollars;

XVIII
First performance report on the programme budget for the biennium 2010-2011

Having considered the first performance report of the Secretary-General on the programme budget for the biennium 2010-2011[42] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[43]

Recalling its resolutions 64/244 A and B of 24 December 2009, 64/260 of 29 March 2010 and 64/288 of 24 June 2010,

1. *Reaffirms* the budgetary process as approved in its resolutions 41/213 and 42/211 and reaffirmed in subsequent resolutions;

2. *Takes note* of the first performance report of the Secretary-General;[42]

3. *Endorses* the observations and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[43] subject to the provisions of the present resolution;

4. *Recalls* section III of its resolution 60/283 as well as section III of its resolution 64/260, and requests the Secretary-General to implement their provisions and to report thereon in the context of his second performance report for the biennium 2010-2011;

5. *Requests* the Secretary-General to continue to ensure that, whenever new proposals lead to requests for additional resources, including when activities are taken forward with commitment authority, sufficient efforts are made to meet the

[42] A/65/589.
[43] A/65/604.

new requirements using existing resources without undermining the implementation of mandated programmes and activities;

6. *Takes note* of paragraph 21 of the report of the Advisory Committee on Administrative and Budgetary Questions,[43] and stresses that the United Nations is a non-profit organization;

7. *Approves* a net decrease of 15.3 million United States dollars in the appropriation approved for the biennium 2010-2011 and a net increase of 26.2 million dollars in the estimates of income for the biennium, to be apportioned among expenditure and income sections as indicated in the first performance report of the Secretary-General;[42]

XIX
Contingency fund

Notes that a balance of 22,408,100 United States dollars remains in the contingency fund.